

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

ROBERT LEE ODDS,	)	
	)	
Petitioner,	)	
	)	Civil No. 04-455-AS
v.	)	
	)	ORDER
JEAN HILL, Superintendent, Snake River	)	
Correctional Institution,	)	
	)	
Respondent.	)	
_____	)	

Anthony D. Bornstein  
Assistant Federal Public Defender  
101 S.W. Main Street, Suite 1700  
Portland, Oregon 97204

Attorney for Petitioner

Hardy Myers  
Attorney General  
Denis M. Vannier  
Assistant Attorney General  
Department of Justice  
1162 Court Street N. E.  
Salem, Oregon 97301

Attorney for Respondent

KING, Judge:

The Honorable Donald Ashmanskas, United States Magistrate Judge, filed Findings and Recommendation on January 8, 2007. Petitioner filed timely objections to the Findings and Recommendation. When either party objects to any portion of a magistrate's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). The matter is before this court pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

This court has, therefore, given de novo review of the rulings of Magistrate Judge Ashmanskas. This court ADOPTS the Findings and Recommendation of Magistrate Judge Ashmanskas dated January 8, 2007 in its entirety.

IT IS HEREBY ORDERED that the Petition for Writ of Habeas Corpus is DENIED.

DATED this 1<sup>st</sup> day of February, 2007.

/s /Garr M. King

GARR M. KING  
United States District Judge